

## CALFRESH (CF) PROGRAM REQUEST FOR POLICY/REGULATION INTERPRETATION

**INSTRUCTIONS:** Complete items 1 - 10 on the form. Use a separate form for each policy interpretation request. Retain a copy of the CF 24 for your records.

- Questions from counties, including county Quality Control, must be submitted by the county CalFresh Coordinator and may be submitted directly to the CalFresh Policy analyst assigned responsibility for the county, with a copy directed to the appropriate CalFresh Policy unit manager.
- Questions from Administrative Law Judges may be submitted directly to the CalFresh Policy analyst assigned responsibility to the county where the hearing took place, with a copy of the form directed to the appropriate CalFresh Bureau unit manager.

1. RESPONSE NEEDED DUE TO: <input checked="" type="checkbox"/> Policy/Regulation Interpretation <input type="checkbox"/> QC <input type="checkbox"/> Fair Hearing <input type="checkbox"/> Other:	5. DATE OF REQUEST: May 17, 2012	NEED RESPONSE BY: May 30, 2012
2. REQUESTOR NAME:	6. COUNTY/ORGANIZATION: Monterey County, DSES	
3. PHONE NO.:	7. SUBJECT: Household Composition	
4. REGULATION CITE(S): 63-402.142	8. REFERENCES: (Include ACL/ACIN, court cases, etc. in references) <b>NOTE: All requests must have a regulation cite(s) and/or a reference(s).</b> ACIN I-05-08, page 7 Household Concept	

9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):

Case Scenario:

Grandmother has legal guardianship of child and is receiving CalWORKs for child as NNR. Mom returns home and has another child. Mom is the biological mother of the child the grandmother has legal guardianship of and the child she has custody of. The parental rights of the biological mother has not been severed. Can the mother and the child she has custody over be a separate CF household if they state that they P&P separately?

10. REQUESTOR'S PROPOSED ANSWER:

No they can not, because even though the grandmother has legal guardianship over one child the parental rights of the biological mother are not severed. Based on manual section 63-402.142 the children and biological mother must be included together since her children are under the age 22, and parental rights have not been severed.

If the parental rights were severed for the one child then the mother and the child she has custody of could be a separate CF household if the purchase and prepare separately.

11. STATE POLICY RESPONSE (CFPB USE ONLY):

Per MPP 63-402.142 in the above scenario the biological mother's parental rights have not been severed and the minors living in the home are under 22 years of age, who is living with his or her natural parent(s), therefore if the ties of with the mother are not considered severed, all four members would be considered one household if they are purchasing and preparing meals together.

### FOR CDSS USE

DATE RECEIVED:

May 17, 2012

DATE RESPONDED TO COUNTY/ALJ:

May 31, 2012 revised June 12, 2012